# STATE OF CALIFORNIA DEPARTMENT OF CONSUMER AFFAIRS BOARD OF REGISTERED NURSING MINUTES

DATE:

June 3-4, 2015

LOCATION:

DoubleTree by Hilton San Diego Mission Valley

7450 Hazard Center Drive San Diego, CA 92108

PRESENT:

Raymond Mallel, President

Michael D. Jackson, MSN, RN, Vice President

Cynthia Klein, RN

Elizabeth A. Woods, MSN, FNP, RN

Trande Phillips, RN Imelda Ceja-Butkiewicz

ABSENT:

Jeanette Dong

ALSO PRESENT:

Louise Bailey, M.Ed., RN, Executive Officer

Stacie Berumen, Assistant Executive Officer

Christina Sprigg, Deputy Chief, Licensing and Administrative Services Shannon Silberling, Deputy Chief, Complaint Intake and Investigations

Janette Wackerly, Supervising NEC Miyo Minato, Supervising NEC

Leslie Moody, NEC

Christyl Cobb, Decisions and Appeals Analyst

Katie Daugherty, NEC Badrieh Caraway, NEC

Julie Campbell-Warnock, Research Program Specialist Ronnie Whitaker, Legislative and Regulatory Analyst

Rose Ramos, Administrative Assistant

Claire Yazigi, Legal Counsel Michael Santiago, Legal Counsel

Debra Nye-Perkins, Administrative Law Judge

Carl Sonne, Deputy Attorney General Rita Lane, Deputy Attorney General

#### Wednesday, June 3, 2015 - 9:00 am

**1.0** Call to Order – Raymond Mallel, President called the meeting to order at 9:11 am and had the members introduce themselves.

## 2.0 Public Comment for Items Not on the Agenda

No public comment.

# 3.0 Disciplinary Matters:

Reinstatements	Early Termination of Probation
Rhonda Jordan	Noreen Goodwin
Teresa Mullin	Eric Ellis
Ozelle Sanders	Charles Martin
Roger Larrea	Lorie Stewart
	Thelma Grunnan

Meeting adjourned at 1:08 pm.

#### 4.0 Closed Session

## **Disciplinary Matters**

The Board convened in **closed session** pursuant to Government Code Section 11126(c) (3) to deliberate on the above matters and other disciplinary matters including stipulations and proposed decisions.

# 5.0 Reconvene in Open Session for Purposes of Adjournment

Raymond Mallel, President, called the closed session meeting to order at 1:30 pm. The closed session adjourned at 6:10 pm.

# Thursday, June 4, 2015 - 9:00 am

#### 1.0 Call to Order

Raymond Mallel, President, called the meeting to order at 9:20 am and had the Board Members introduce themselves.

## 2.0 Public Comment for Items Not on the Agenda

No public comment.

#### 3.0 Review and Vote on Whether to Approve Minutes:

April 1-2, 2015, Board Meeting Minutes

No public comment.

Motion: Elizabeth Woods made a motion that the Board approve the Minutes from

April 1-2, 2015 Board Meeting.

Second: Trande Phillips

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Y	Υ	Y	Υ	Υ	Υ

# May 6, 2015, Board (Discipline) Meeting Minutes

No public comment.

Motion: ElizabethWoods made a motion that the Board approve the Minutes from

May 6, 2015 Board Meeting.

Second: Trande Phillips

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Ý	Α	Y	Υ	Y	A

## 4.0 Report on Board Members' Activities

No Board Members' activities to report.

#### 5.0 Board and Department Activities

#### 5.1 Executive Officer Report

Louise Bailey, Executive Officer presented this report.

#### **Board's Budget Update**

May Revise - The Governor's Revised Budget was made available May 14, 2015.

Out of State Travel Blanket – The department is required to prepare an annual Out-of-State-Travel (OST) Blanket, as specified in section 0760 of the State Administrative Manual, requesting approval for all anticipated trips for FY 2015/2016. The Board submitted its OST requests to the department on April 10, 2015. No travel was approved for the Board in FY 2014/2015 and it is anticipated that most of the requested trips will again be eliminated for FY 2015/2016 due to budgetary constraints.

<u>Budget Change Proposals (BCPs)</u> – The Board was going to move forward with a BCP requesting to convert limited term positions to permanent positions that were approved in FY 2014/2015, but due to funding issues has decided to defer this request until next year.

<u>Regulations</u> – The Board's emergency and regular proposal to increase fees to the statutory limit was submitted to DCA Legal Office on or about 4/9/2015 for review and approval. Board staff has been working with DCA Legal staff to answer questions and strengthen the

justification. It is anticipated the regulatory proposal will be sent to DCA Legislative and Regulatory Review staff on June 2, 2015.

The Board's current year budget is going to be very tight and is being monitored to maintain the business of the Board and ensuring only necessary expenditures are being made.

BreEZe Costs - In February, DCA submitted a Section 11.00 request to the Legislature for their approval. The Section 11.00 process requires the Department of Finance (DOF) to report to the Joint Legislative Budget Committee (JLBC) when a reportable information technology project's overall costs increase by \$5.0 million or 20 percent of the budgeted cost of the project, whichever is less. Section 11.00 requires that the report shall be made no less than 30 days prior to any commitment to a new contract or contract amendment. DCA submitted this report and Section 11.00 application to DOF for review and approval. The JLBC concurred with the section 11.00 request, but the approval process resulted in a two month schedule delivery extension of the project at a penalty cost of \$1.95 million. The project cannot absorb this cost with existing budgeted resources and it is being requested through the May Revise process.

DCA received confirmation to proceed with this request and that it will be included in the Governor's revised budget. Because the contract(s) amended were the Accenture implementation contracts, funding for the \$1.95 million will be borne by Release 1 and 2 clients only. The budget office has provided an updated fund condition which includes the Board's portion of the penalty costs of \$485,000 in addition to BreEZe costs of \$4,922,000 for FY 2015/2016.

# 5.2 Beverly Hayden-Pugh, MA, RN

Was appointed to the Board on August 20, 2013 by Governor Edmund G. Brown, Jr. and served as the Nurse Administrator Member of the Board. Ms. Hayden-Pugh's term expired on June 1, 2015. The members of the Board and staff extend a sincere thank you to her for the work that she does to protect the healthcare of consumers in California.

# 5.3 Meeting with Senator Jerry Hill

On May 13, 2015, Louise Bailey, Executive Officer and Stacie Berumen, Assistant Executive Officer met with Senator Jerry Hill, Chairperson of the Senate Business, Professions, and Economic Development (SBPED) Committee, and his consultant to discuss issues identified in a letter sent from the Senator to the Board President, Ray Mallel on or about April 21, 2015. It was a productive meeting and dialogue continues between the BRN and SBPED staff.

# 5.4 Fee Audit

The BRN sent out a request for offer (RFO) to conduct a fee audit. The fee audit will provide the board with information related to the appropriate level in which licensing, renewal, and other fees should be charged. Vendors responded to the RFO and the contract was awarded to Capitol Accounting Partners, LLP on or about May 1, 2015. The total cost of the fee audit contract is \$32,860. Mr. Dan Edds conducted meetings in May with

management and designated subject matter expert staff and Mr. Edds will again meet with subject matter expert staff in early June to gather additional information. Based on the information that will be collected at the June meetings we hope to receive a preliminary report for review by the end of June.

#### 5.5 Audit by The Data Bank

The Data Bank is conducting an audit of the California Board of Registered Nursing's RN and Advanced Practice Nurse disciplinary actions for compliance with the National Practitioner Data Bank (NPDB) reporting requirements. The National Council of State Boards of Nursing (NCSBN) is the BRN's agent for NPDB reporting and is assisting with this audit. The BRN's last audit was completed in the Fall of 2012. The current audit covers the RN and Advanced Practice disciplinary actions from January 1, 2012 through December 31, 2013. NCSBN has reviewed and compared the discipline data submitted by the BRN and provided a small list of records in need of additional information. The records must corrected by June 8, 2015. Audit findings will be reported at the next meeting.

## 5.6 Education Issues Workgroup

The Education Issues Workgroup (EIW) met on April 30, 2015 in Sacramento. The focus of the meeting was to review the 2013-2014 Annual School Survey instrument and make edits as needed for the 2014-2015 survey document. The workgroup includes nursing program directors and representatives from nursing related organizations, nursing employers, and the Community College Chancellor's Office. Prior to this meeting, the BRN NECs met with the BRN research specialist and UCSF staff to review the survey questions and provide their recommendations to the Workgroup which Workgroup members indicated were very helpful in their review. At the Workgroup meeting on April 30, other issues were discussed including NCLEX test result information available from NCSBN to nursing programs and informal survey results from one of the Workgroup members to assess support/non-support from Nurse Practitioner programs to require national certification prior to BRN certification.

# 5.7 Update: Implementation of AB 2102-Requirement to Survey all New and Renewal Applicants

As reported previously at the April Board meeting, AB 2102 requires the BRN along with a few other health care Boards within DCA (Vocational Nursing, Respiratory Care and Physician Assistants) to collect and share with OSHPD six data elements at the time of initial licensure and at least biennially upon renewal for all licensees. The data elements include:

- 1. Location of practice, including city, county and zip code
- 2. Race or ethnicity (optional for respondent)
- 3. Gender
- 4. Languages Spoken
- 5. Educational Background
- 6. Classification of primary practice site among the types of practice sites specified by the board, including, but not limited to, clinic, hospital, managed care organization or private practice

BRN staff has been attending meetings with DCA Office of Information Services, Legal Counsel and staff from other Boards to work on the implementation of this requirement. To date, an online survey has been developed and beginning in July a website address to access the survey and information about the survey will be provided in the packets sent to all renewing and new licensees. Initially the survey will only be available online while the Boards and DCA assess the processing options and financial impact of providing paper surveys being sent in renewal and new licensee packets in the future. BRN staff will continue to attend meetings and work with DCA staff to implement these survey requirements.

#### 5.8 BRN Website Information

In April and May 2015 BRN staff met to work on website updates and content review. IT Staff are in the process of setting up the new State website template as well as moving and updating existing information into the new template. We hope to have the new website transition completed in the fall.

## 5.9 Public Record Requests

The BRN continues to comply with public record requests and responds within the required timeframes that are set in Government Code Section 6250. For the period of March 20, 2015 through May 28, 2015, the BRN received and processed 24 public record requests.

#### 5.10 Personnel

Name	NEW HIRES Classification	December 1
		Program  Dublic Information
Anna Fekho	Program Technician II	Public Information Center
Brandon Jaimes	Special Investigator	Investigations
	NEW ASSIGNMENTS	
Name	Classification	Program
Lorraine Clarke	Associate Governmental Program Analyst	Diversion
Terry Coulombe	Program Technician II	Renewals - CE Audit
	PROMOTIONS	
Name	Classification	Program
Gabriel Velasquez	Supervising Program Technician I	Licensing Support
	SEPARATIONS	
Name	Classification	Program
Jolaa Goode	Seasonal Clerk	Renewals

Jennifer Cole	Staff Services Analyst	Administration		
(Gerhart)				
Juan Estrella	Special Investigator	Investigations		
Gilbert Sena III	Special Investigator	Investigations		
	RETIREMENTS			
Name	Classification	Program		
Susan Huntoon	Staff Services Analyst	Licensing		

Susan Huntoon retired from state service on April 30, 2015. She began her career in public service in May 1995 as an Office Assistant with the Bureau of Barbering and Cosmetology and has most recently worked as a Staff Services Analyst with the Board of Registered Nursing's Licensing Program International Evaluations section. Susan has served the State of California for 20 years and has earned the trust, respect and friendship of all who have worked with her. We congratulate Susan on her retirement, commend her outstanding record of service and extend our best wishes on her future endeavors.

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Velma Lorta retired from state service on April 30, 2015. She began her career in public service in April 1991 as a Seasonal Clerk with the Franchise Tax Board and has most recently served as an Office Technician with the Board of Registered Nursing's Licensing Program at the Public Health Nurse evaluation desk. Velma has served the State of California for 24 years and 6 months. Velma has earned the trust, respect and friendship of her co-workers. We congratulate Velma on her retirement, commend her outstanding record of service and extend our best wishes on her future endeavors.

Public comment received by Judy Corless, MSN, RN

# 6.0 Report of the Administrative Committee

Raymond Mallel, President, Chairperson

6.1 Summary of Findings of the 2014 Survey Report of California RNs with Active Licenses Louise Bailey, Executive Officer presented this report.

#### **BACKGROUND:**

The 2014 RN study is the ninth in a series of surveys designed to collect and evaluate nursing workforce data and identify trends that may assist policy makers and the public in addressing the nursing shortage and workplace issues. Since 2004, studies have been completed on a biennial schedule, prior to 2004 studies were conducted in 1990, 1993 and 1997. Findings from the 2010 and 2012 survey provide some indication of how the RN supply responded during the economic recession and the 2014 survey may provide some indication on the level of recovery. Data for the 2014 study was collected in late spring to early summer of 2014.

The 2014 survey was conducted and analyzed for the Board of Registered Nursing by the University of California, San Francisco (UCSF), Institute for Health Policy Studies.

Joanne Spetz, Ph.D., UCSF, served as the principal investigator for the study. Dr. Spetz presented a summary to the Board of the 2014 survey findings.

Public comment received by Maria Luisa Ramira, RN

# 6.2 Presentation from the Health Professions Education Foundation for the Scholarship and Loan Repayment Awards Program for Registered Nurses Louise Bailey, Executive Officer presented this report.

#### **BACKGROUND:**

The purpose of the Scholarship and Loan Repayment Awards Program (Program) for Registered Nurses is to ensure that funds are available to support the education of Registered Nurses and recruit qualified nurses into medically underserved areas of California. The Health Professions Education Foundation (Foundation), housed in the Office of Statewide Health Planning and Development (OSHPD) was established in 1987 and administers the Program. The Program is funded by the Registered Nurses Education Fund, supported through a \$10 surcharge on Registered Nurse licensure renewals.

Financial incentive in scholarships is offered to students so that once licensed they will work in areas of unmet need. In exchange for funding of educational costs, the scholarship recipient agrees to work in a medically underserved area for two years. The purpose of the BSN loan repayment program is to retain nurses currently working in medically underserved areas of California by repaying educational debt from their BSN degree. In exchange for the award, the professionals commit to working in a medically underserved area for two years.

Ms. Meredith Smith, Marketing and Outreach Director of the Foundation presented information about the Registered Nurse Education Fund and other financial awards programs that are available for RNs.

No public comment and no motion required.

# 7.0 Report of the Education/Licensing Committee Michael Jackson, MSN, RN, Chairperson

# 7.1 Vote On Whether To Ratify Minor Curriculum Revision Leslie Moody, NEC presented this report

#### **BACKGROUND:**

According to Board policy, Nursing Education Consultants may approve minor curriculum changes that do not significantly alter philosophy, objectives, or content. Approvals must be reported to the Education/Licensing Committee and the Board.

Minor Curriculum revisions include the following categories:

- Curriculum changes
- Work Study programs

- Preceptor programs
- Public Health Nurse (PHN) certificate programs
- Progress reports that are not related to continuing approval
- Approved Nurse Practitioner program adding a category of specialization

The following programs have submitted minor curriculum revisions that have been approved by the NECs:

- American University of Health Sciences Baccalaureate Degree Nursing Program
- > California State University, San Bernardino Baccalaureate Degree Nursing Program
- > University of California, Irvine Baccalaureate Degree Nursing Program
- University of California, Los Angeles Baccalaureate Degree and Entry Level Master's Degree Nursing Program
- > University of San Francisco Baccalaureate Degree Nursing Program
- University of San Francisco Entry Level Master's Degree Nursing Program
- Western Governors University Baccalaureate Degree Nursing Program
- ➤ Antelope Valley College Associate Degree Nursing Program
- > College of the Redwoods Associate Degree Nursing Program
- > Fresno City College Associate Degree Nursing Program
- Golden West College Associate Degree Nursing Program
- ➤ Los Angeles Southwest College Associate Degree Nursing Program
- Modesto Junior College Associate Degree Nursing Program
- ➤ University of California, Davis Betty Irene Moore School of Nursing Family Nurse Practitioner Program

# Acknowledge Receipt of Program Progress Report:

- > University of California, Los Angeles Baccalaureate Degree Nursing Program
- University Of Phoenix at Modesto (Northern CA Campus) Baccalaureate Degree Nursing Program
- ➤ West Coast University Baccalaureate Degree Nursing Program
- East Los Angeles College Associate Degree Nursing Program
- > Kaplan College Associate Degree Nursing Program

#### No public comment.

**Motion:** Michael Jackson made a motion to ratify approval of minor curriculum revisions and acknowledge receipt of programs' progress reports.

**Second:** Raymond Mallel

Votes	MJ	ICB	RM	EW	TP	CK
Voles	Υ	Υ	Υ	Y	Υ	Y

7.2 Vote On Whether to Approve Education/Licensing Committee Recommendations Leslie Moody, NEC presented this report.

#### **BACKGROUND:**

The Education/Licensing Committee met on May 7, 2015 and makes the following recommendations:

- A. Continue Approval of Prelicensure Nursing Program
  - > Antelope Valley College Associate Degree Nursing Program
  - ➤ Mendocino College Associate Degree Nursing Program
- B. Defer Approval of Prelicensure Nursing Program
  - ➤ Napa Valley College Associate Degree Nursing Program
- C. Continue Approval of Advanced Practice Nursing Program
  - > Western University of Health Sciences Nurse Practitioner Program
- D. Approve Major Curriculum Revision
  - University of San Diego Hahn School of Nursing Entry Level Master's Degree Nursing Program

No public comment.

Motion: Michael Jackson made a motion:

- To continue approval of Antelope Valley College Associate Degree Nursing Program;
- Continue approval of Mendocino College Associate Degree Nursing Program with progress report required to August 2015 Education/Licensing Committee;
- Defer action to continue approval of Napa Valley College Associate Degree Nursing Program with full compliance and progress report to Education/Licensing Committee no later than August 2016;
- Continue approval of Western University of Health Sciences Nurse Practitioner Program; and
- Approve major curriculum revision for University of San Diego Hahn School of Nursing Entry Level Master's Degree Nursing Program.

Second: Imelda Ceja-Butkiewicz

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Υ	Y	Y,	Υ	Υ	Y

7.3 Vote On Whether To Accept Final Progress Report For Closure Of ITT Technical Institute, Rancho Cordova Breckinridge School Of Nursing Associate Degree Nursing Program Katie Daugherty, MN, RN, NEC presented this report.

#### **BACKGROUND:**

Ms. Diana Johnston, MSN, RN, has served as the program's Assistant Director #5 (AD) since 10/31/14. She remains the sole program administrative representative. Efforts to recruit a qualified RN Program Director (PD) or a second program AD as outlined in the program's November 18, 2015 letter were reported by the program's Final Progress Report

(FPR) to "have been exhausted". Former ITTRC PD #5 remains in a consultant role to the program as a "contract employee/consultant" of ITT/ESI-BSNHS, Inc., the company headquarters located in Carmel, Indiana.

If accepted by the Board(BRN), today's attached report and exhibits will be ITTRC's final presentation and progress report related to voluntary program closure, the "teach out" plan, and the change in the program's BRN program approval status. Please refer to ITTRC's November 18, 2014 RN program letter and attachment, and the November 2014 Board (BRN) Action letter for further details as attached.

# Brief Cohort #1, 2, and #3 Program Status summary:

- Cohort #1 (19) graduated in June 2014; the most recent NCSBN report data indicates 17 of 19 have taken the NCLEX examination; 15 of 17 passed NCLEX on first attempt (88.2%); 1 of 17 passed on second attempt. Results for all 19 graduates will be captured and reported as these become available.
- Cohort#2 (21) graduated in December 2014; the official verified NCLEX pass rate
  report for C2 is not available as yet. For today's reporting purposes, the NEC has
  verified that about half of the C2 graduates now have a CA RN license using the
  information available through the BRN licensing verification system. This data
  suggests those in C2 now
  holding a CA RN license more than likely tested between January 1, 2015 and
  March 31, 2015.
- Cohort #3 (29) students are in the ninth and final nursing NU2999 Capstone Advanced Medical Surgical/Preceptorship course with program completion/graduation scheduled for June 6, 2015. As of 4/23/15, Ms. Johnston reports all 29 are meeting academic and clinical performance requirements for the course and are expected to complete the program on time in June 2015. Cohort #3 graduates' (June 2015) NCLEX pass rate results are expected to be available between July 1, 2015 and March 31, 2016. NCSBN reports will be sent electronically to the designated ITTRC representative when available and as needed to ensure complete accurate program NCLEX results for all graduates are on file with the program and the BRN.

Listed below is a brief summary of the key points in FPR pages 1-3 and Exhibits A, B and F as attached. Please note not all FPR Exhibits or submitted documentation is attached due to the large number of pages of information provided.

# CCR 1424 Administration and Organization including AD assigned time, resources, program evaluation; CCR 1425 Faculty/Faculty Resignations; and CCR 1428 Student Participation etc.

• AD Ms. Johnston continues to have at least 20% (5 hours/week) available to administer/manage the program. In the FPR she states students, faculty and clinical agencies have accepted her leadership. Further, during her tenure as the program AD, there have not been any concerns or problems related to the program, program leadership, the program's voluntary program closure or "teach out" etc. reported to the Board.

- A total of 4 FT faculty (DJ,TD, ZF,LL) and 4 PT faculty (KD,GH,SS,SW) remain on the program faculty roster (see FPR Exhibits A and B). From January through February 2015, three FT faculty resignations (AM, EDG, JR) occurred and Board notification was timely. The April 2015 FPR Exhibits A and B reflect faculty teaching assignment changes to the November 2014 approved NU 2810 and NU 2999 faculty "teach out" document. The faculty changes occurred due to FT faculty resignations (AM, JR).
- Per the FPR, faculty resources will be available to program graduates for NCLEX preparation purposes through August 2015, and thereafter, faculty resignation forms will be submitted per the regulation. FPR Exhibit A listing shows FT administrative/clerical support for the program remains in place. Career services support will also be available to program graduates beyond the teach out/program closure date.
- FPR Exhibit C program evaluation documents verify the standard course and clinical evaluation forms continue to be used each quarter with some variability in submission numbers by course. Graduate surveys (~20%) for Cohort #1 and #2 have been collected.

# CCR 1426 Curriculum and CCR 1427 Clinical Facilities:

- According to FPR Exhibit A, approved M/S faculty (TD and LL) are providing the didactic/theory instruction for NU 2999 and Cohort #3 HESI NCLEX predictive testing and the NCLEX prep Kaplan review is being implemented as planned.
- Cohort #3 (29) students are completing the NU 2999 Capstone Advanced Medical Surgical clinical preceptorships at either Sutter General Hospital Sacramento or Sutter Memorial Hospital Sacramento. Board approved medical-surgical faculty (ZF, TD, LL) are providing the clinical supervision with overall administrative oversight by AD Ms. Johnston.

#### **Program Closure Activities Summary:**

- Refer to the FPR and Exhibit F for a copy of the Written Notification ITTRC sent to the board approved clinical agencies regarding the program's planned closure on June 6, 2015. A copy of the ITTRC student notification form related to voluntary program closure and teach out plans was presented at the November 20, 2014 Board meeting and actual student notification of program closure and "teach out" occurred during the Fall 2014 quarter.
- FPR states ITT/ESI Inc., Regulatory Affairs Manager (SC), will notify the
  Accrediting Council for Independent Colleges and Schools (ACICS) and the CA
  Bureau of Private Postsecondary Education (BPPE) of the ITTRC RN program
  closure on May 29, 2015 and provide the Board copies of these notifications at the
  same time.
- ITTRC's BRN generated RN Program Approval Certificate will be returned to the NEC electronically around June 16, 2015. ITTRC's (BSNHS) Approved Program listing will be removed from the BRN website in June 2015 per Board action.

- As presented at the November 20, 2014 Board meeting, ITTRC records for program students will be managed and stored at the ITT Technical Institute Rancho Cordova (ITTRC) campus. The campus registrar will be responsible for maintaining all records and responding to records requests. Please see the attached November 18, 2014 ITTRC letter for further details.
- ITTRC will identify a representative to receive NCLEX pass rate reports electronically from the Board each quarter after program closure. This individual will be responsible for submitting report corrections to the BRN per the cover letter instructions attached to the reports when sent. The Board will also notify the NCSBN of ITTRC program closure per NCSBN's State Board notification requirements.
- ITTRC campus and program leadership clearly understand the continuing obligation to notify the NEC of program changes immediately and that NEC monitoring will continue through completion of all program "teach out" and program closure activities.

No public comment.

**Motion:** Michael Jackson made a motion to accept final progress report and acknowledge closure of ITT Technical Institute, Rancho Cordova Breckinridge School of Nursing Associate Degree Nursing Program effective June 6, 2015.

Second: Imelda Ceja-Butkiewicz

Votes -	MJ	ICB	RM	EW	TP	CK
	Υ	Υ	Y	Υ	Υ	Y

# 7.4 Vote On Whether To Accept Recommendation To:

- > Withdraw Approval Of Everest College Associate Degree Nursing Program.
- ➤ Grant Limited Approval For San Joaquin Valley College (SJVC) Associate Degree Nursing Program (Visalia) To Offer Associate Degree Nursing Curriculum At The SJVC Ontario Campus For Displaced Students Of Ontario Campus Everest College Associate Degree Nursing Program.

Miyo Minato, MN, RN, Supervising NEC presented this report.

On April 27, 2015, the students and employees at the Everest College received communication from Corinthian Colleges, Inc. (CCI), their parent organization, that the school was closed without prior warning. The Board received communication from CCI representative who asked about processes for teach out plans but without specific information just a few days earlier. SJVC had been in contact with Everest College before the actual closure of the program. Throughout this period following Everest College's closure, the Board staff was in communication with Dr. Ruth Ngati, the director of the ADN program at Everest and representatives from SJVC regarding their plans. Their plans were to to take the displaced students, to offer transfer credits, and plan for students to seamlessly complete the nursing courses and graduate as SJVC graduates. The Board received multiple inquiries from students at Everest College, and a student representative maintained close contact with Badrieh Caraway, NEC.

On April 30, 2015, Dr. Ngati submitted a proposal, as requested by the Board staff that included plans for the interested students to transfer to SJVC. This proposal outlined the number of students involved and SJVC's plans to interview and hire Dr. Ngati and faculty, interview and review of transcripts of students from Everest College, their commitment to provide resources at their Ontario Campus to provide the necessary instructions for these students to complete their nursing education, graduate, and be eligible for licensing examination. The SJVC's proposal was reviewed and recommended for approval by the Education/Licensing Committee (ELC) on May 7, 2015.

Following the ELC meeting, SJVC staff interviewed interested students and faculty from Everest College in preparation for the implementation of the transfer plan at SJVC Ontario Campus. Subsequent progress report to the board indicated that there are a total of 126 students involved in this proposed program: Cohort 1, 47 students; Cohort 2, 34; and Cohort 3, 45. These cohorts were to have completed Everest's program on July 2015, January 2016, and July 2016, respectively. The number of students in each cohort is based on the transfer evaluations by SJVC registrars, curriculum team and admissions staff, and includes those students who were waiting to re-enter the Everest's program. There are 13 faculty, including Dr. Ngati, who will serve as the Coordinator of the Ontario campus, that have been hired to staff the program. There are nine confirmed clinical placements from Everest's list of facilities. These sites include 4 medical-surgical, 4 obstetrics, 5 pediatrics, 2 psychiatric, and 2 geriatric settings and meet the required five nursing areas.

On May 19, 2015 Miyo Minato, NEC, made a site visit to SJVC Ontario Campus, located at 4580 Ontario Mills Parkway, Ontario, CA, to review sufficiency of resources to complete the proposed transfer plan. The school provided lists of students, schedules, clinical agency that NEC reviewed during the visit and copies filed.

The following summarizes highlights of SJVC's proposal, and the NEC's report on the review of the program's resources.

• SJVC is a WASC accredited institution and has a BRN-approved ADN Program that has continuing approval status. Dr. Janine Spencer is the program director at the Visalia campus. The primary campus in Visalia offers the ADN and LVN programs among other programs. SJVC RN program experienced initial low NCLEX pass rates, but pass rates for 2013-2014 is 76.67% (46/60) and 2014-2015 (3 quarters) is 86.21% (25/29). The program reported that they have implemented changes and strategies to improve in this area. The SJVC Ontario campus offers healthcare related programs, such as Respiratory Therapy and Dental Hygiene programs, among other programs. The school has been in Southern California (Rancho Cucamonga) for about 14 years and moved to the current site two years ago.

The school is housed in a 50,000 sq. ft, two-story building that has administrative and student services suite on the first floor, as well as an impressive fully operational Dental Hygiene lab that provides dental hygiene service to the community. There is a dedicated library with books, journals, and internet access to databases for health care journals. The nursing space is planned for on the second floor. The proposed floor plan is

included with this report. Plans for a simulation lab and a six-bed skills lab are included, as well. Through the auction process SJVC purchased much of the simulation and skills lab equipment, models, and lab supplies from Everest, as well as the library books. Classrooms are smart classrooms with computers on each desk. Nursing will share the 18 classrooms on the second floor, which are sufficient for the planned program. One room has a retractable wall and can accommodate 60-70 students when opened. The preparation of the nursing labs is on schedule to meet the projected start date of July 14, 2015. NEC will re-visit the Ontario campus to ensure that resources are complete prior to the start date.

- SJVC's approved program is similar to Everest's curriculum design, units required, and course sequencing, except for the academic credit system, semester (SJVC) vs. quarter (Everest). The review of total units (hours) and length of the program appear comparable. SJVC admissions staff has reviewed students' transcripts and developed an individual educational plan for students to complete their nursing program without unnecessary delays. SJVC provided students with a disclosure statement to fully inform students on participating in this special transfer plan.
- The proposed curriculum transfer and completion plan meets minimum units and other requirements of CCR 1426.
  - Cohort 1 will only take Advanced Medical Surgical Course and Leadership.
     Expected to complete the 20 weeks to get ADN degree from SJVC in October 2015.
  - o Cohort 2 will receive 24 units of nursing credits for the two courses (25 units) completed at Everest. This group will need to complete 31 nursing units to get their ADN degree, anticipated completion date is April 2016.
  - O Cohort 3 will receive credits for the GE courses covered during the first year and will complete 51 units of nursing curriculum required in the second year of the program. Students missing required general studies courses will complete these requirements without additional costs to the students. This group will finish in October 2016.

With the Board's approval, SJVC is ready to start the nursing courses on July 14, 2015, making it possible for transferred Everest students to complete the nursing education with only an addition of about three months to each cohort's initial expected graduation date. All groups will be completed by October 2016.

SJVC Associate Degree Nursing Program (Visalia) plans to submit a separate major curriculum revision proposal, per BRN procedures, to permanently add an alternate site at the Ontario campus for the ADN program.

No public comment.

Motion: Michael Jackson made a motion to withdraw approval of Everest College Associate Degree Nursing Program; and grant limited approval for San Joaquin Valley College Associate Degree Nursing Program to offer Associate Degree Nursing Curriculum at the SJVC Ontario Campus for displaced students of Ontario Campus Everest College Associate Degree Nursing Program.

Second: Elizabeth Woods

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Υ	Υ	Y	Y	Υ	Y

# 7.5 Vote Discussion And Possible Vote Regarding Fall 2015 New Student Enrollment At Mt. San Jacinto College, MVC Associate Degree Nursing Program Shelley Ward, NEC presented this report.

The assigned NEC received email correspondence from the ADN program director on May 4, 2015, which expressed concerns about recent events and decisions that were impacting the program. A subsequent phone meeting to review the concerns occurred on May 12, 2015, with the program director and Dean of the Nursing and Allied Health program to clarify the issues. The program director was requested to submit a letter stating the issues and recommendations for the program which was received on May 15, 2015, and is attached.

The issues/concerns taken from this letter included in-part the following:

- Program Director resignation to become effective July 31, 2015. (BRN Approved February 2, 2012).
- One of the two program assistant directors (FT teaching faculty) has accepted a position at another institution. (effective May 30, 2015).
- The second assistant program director was granted a sabbatical in Spring 2015 by college administration without consultation of the program director. This faculty member was also on a program leave in Fall 2014.
- Another full-time faculty member took a personal leave of absence from April 1- May 18, 2015. The program director was informed about this leave through Human Resources.
- The Dean of Nursing and Allied Health is uncertain to return in Fall 2015.
- Concern about the manner and mechanism that some faculty use to communicate issues with college administration resulting in decisions that directly impact the program, without the inclusion of the program director.
- Two grants that are in place that require the program to admit (17) students above the baseline stated to be at (48) students, for a total of (63-65) students in Fall 2015.
- Changes in the faculty composition resulting in a vacancy of six of ten full-time faculty positions due to recent faculty resignations and status changes. In addition to the assistant program director includes (2) full-time faculty that were reported as leaving the program as of December 2014, (1) Full-time returning to part-time, and changes for (3) part-time faculty members.
- Lack of a resource to coordinate clinical facility functions. This had previously been an assigned duty of one of the program assistant directors.

- Faculty related changes have impacted students having appropriate instructional consistency.
- Faculty have not been able to fully implement their role and responsibilities, in such areas as program evaluation as planned.

The program director was requested to include recommendations for resolution of the issues. These were also provided in the letter dated May 15, 2015 to include:

"Immediate suspension of fall 2015 admissions pending demonstration of full and complete resolution of immediate program concerns."

Other recommendations related to the hiring of faculty, and recognition/ support for the role of the program director by college administration as required by regulation. The program director included a recommendation for the scheduling of a BRN site visit prior to March 31, 2016, to confirm that the program is in compliance at that time before consideration of resuming admissions in fall 2016.

The NEC asked the program director to provide additional information specific to the concerns and scheduled a meeting with college administration representatives for May 20, 2015. On May 20, 2015, Shelley Ward NEC, and Miyo Minato, SNEC met with the college Superintendent/President, the Vice- President of Instructional Services, a representative from Human Resources, and the Dean, Career Technical Education. The Dean, Career Technical Education provided notification on May 15, 2015, that she is now serving on an interim basis as the Dean of Nursing and Allied Health in support of the ADN program.

College administration representatives expressed their perspective on the issues and their commitment to resolution of the issues which they consider to be feasible without disruption of admissions to the program in Fall 2015. NECs reviewed the issues in light of regulations that apply, and provided a brief summary of the history of program in which similar problems overlapped with the current program status. (Letter attached)

One example is the nature and impact of faculty turnover on the obstetrics nursing course. The spring 2014 first (9) week term was not conducted as planned due to a faculty member leaving the program after giving notice on January 7, 2014, with the class planned to start on January 24, 2015. Students assigned to the first term of the course had to postpone completion of the course until the 2<sup>nd</sup> nine week term to provide for faculty recruitment. The NEC noted in the requested program status report that the assigned faculty for the Spring 2015 obstetrics course, declined to fulfill the assignment providing notice two weeks before the start of the class. This faculty member was also the previously assigned content expert. The program was able to use (2) qualified part-time faculty to teach the theory component of the course. At this time the program has no OB content expert identified. The program noted that (1) OB faculty position has been in recruitment for over one academic year.

NECs communicated that given the nature of the concerns in general and specific to the resources to enroll students in Fall 2015, that it was appropriate to engage the Board's

review at the next scheduled meeting (June 4, 2015), given that the Education and Licensing Committee of the Board would not meet again until August 6, 2015. The program communicated that admission notices to students are due out by July 1, 2015. Fall courses begin at Mt. San Jacinto College August 17, 2015.

The program has been provided with a letter (May 20, 2015) clarifying the additional information that is needed to provide the NEC with an understanding of the plans for the future of the program. It is unclear if time permits for a complete response prior to the June 4<sup>th</sup> meeting. Two key questions is if there is any number of students that can be newly enrolled in Fall 2015, with current program faculty resources and in the absence of timely hiring of additional faculty, to ensure program completion for those students. The second is a description the program administrative structure that will be in place as of August 1, 2015.

Students are admitted once a year in the Fall semester. Without admission of new students in the fall (48) current enrolled students would enter the 3<sup>rd</sup> semester of the program. There will be (4) full-time qualified faculty and (10) part-time faculty in the program anticipated to be available in the fall. The projected assignment schedule (attached) provides for faculty coverage for third semester theory and clinical courses at this point in time. One of the full-time faculty is the assistant program director, who completes his assistant program director duties in an overload assigned time that is described as requested by this faculty member on top of his 100% teaching load.

The program had its most recent continuing approval visit in November 2014, at which time adequate faculty resources were in place. The program has undergone prior unscheduled BRN visits related in part to program resource adequacy issues. There have been four different program directors in the last five years. Reasons for faculty turnover or not completing assignments as planned should be areas for evaluation for the program and the college.

There has been conversion of some grant funded positions to institutional funded positions over time. Student NCLEX – RN examination pass rates have consistently exceeded the minimum of 75% for the past eight years ranging from 91.11% to 96.49% in the last three years. Plans to continue the construction of a new facility which will house the nursing program are unchanged.

No public comment.

Motion: Michael Jackson made a motion to approve for Fall 2015 enrollment of forty-five (45) new students is contingent upon hiring and appointment of BRN approved program director, assistant director and all third semester faculty completed by July 1, 2015. If these requirements are not satisfied by July 1, 2015 enrollment of new students is suspended until further action by the Board of Registered Nursing; the NEC will conduct an Interim Visit in Fall 2015 to evaluate program compliance; the program must continually maintain full compliance with all BRN regulations; and the program will inform students of the Board action.

Second: Trande Phillips

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Υ	Absent	Υ	Y	Υ	Y

# 7.6 Vote On Whether To Accept Recommendation For Addition Of Nursing Program Information To The BRN Website (Warning Status, Program Accreditation, Retention, Attrition)

Leslie Moody, NEC presented this report.

#### **BACKGROUND:**

Currently the BRN website provides the following data related to each approved pre-licensure nursing program:

- Listing of programs by degree type with complete school address, telephone number and whether they have an accelerated fast track program or the program admits LVNs only.
   The program listing is also linked to the school's website.
- Past five years of NCLEX results by program.

Recommendations from the Senate Committee on Business, Professions and Economic Development (BP&ED) and the Assembly Committee on Business and Professions (B&P), collectively "the Committees", in response to the 2014 Sunset Review Report, are to additionally post individual program information regarding warning status, accreditation, attrition, and retention to the website to better inform current and potential students as well as the general public.

#### **DISCUSSION:**

#### • Warning Status

Currently information regarding schools in Warning Status is available in the Board meeting minutes which are posted to the website. This information could be made more prominently available in other parts of the website by notification posted on the home page and/or the nursing programs page.

#### Accreditation

There are two types of accreditation, institutional/school accreditation and program accreditation. School and/or program accreditation may impact the student's transfer of academic credits from one institution to another, their ability to qualify for admission to a higher degree program, or employer's recognition of the degree.

<u>Institutional/School Accreditation</u>: Nursing programs are required to be an institution of higher education or affiliated with an institution of higher education that has degree granting authority. California public schools (UC, CSU, CCC)-are required to have regional accreditation. Private institutions must be approved by the California Bureau for Private Postsecondary Education (BPPE). BPPE is currently completing emergency regulations to reflect requirements stated in Senate Bill 1247, which became effective January 1, 2015 and mandates that approved postsecondary institutions offering degrees be accredited by an

accrediting agency recognized by the United States Department of Education. Institutions currently offering degree programs who do not already meet this requirement must do so by July 1, 2020. Institutions that do not meet the required time frames will have their approval to operate in California suspended and will be required to cease enrollment of new students and either find teach-out opportunities for existing students or provide a refund. The new provisions also require institutions that are not currently accredited and that offer degree programs to provide notice to potential new students that their approval to operate is contingent upon the institution becoming accredited.

Program Accreditation: Nursing programs can obtain program accreditation from accrediting agents such as the Accreditation Commission for Education in Nursing (ACEN, formerly NLNAC) or Commission on Collegiate Nursing Education (CCNE). Program accreditation is an indication that the program has met certain professional standards as required by the accrediting body and is currently optional in California. Currently the BRN collects institutional accreditation information only during the initial approval process and receives verification of approval from BPPE. This information is not systematically updated. Program accreditation information is currently collected on the Annual School Survey. To post information regarding both types of accreditation on the website, the BRN will need to implement regular collection of institutional accreditation information in addition to the program accreditation information already collected. This could be accomplished via the annual school survey.

Information on individual schools and/or nursing programs accreditation information are generally available on the school's website. Links from the BRN's list of approved nursing programs to the school's website currently provides the public access to obtaining the accreditation status of the school. Accreditation information could be added to the List of Approved Schools on the BRN website.

#### Attrition and Retention

Currently the BRN's website presents NCLEX results for the past five years for each program as an indication of program success. The information includes the number taken and the percent passed of first-time test takers for each academic year. The BRN currently collects attrition and retention data via the annual school survey and reports this and all other data from the survey in aggregate (regionally, by program type, statewide, etc.). Multiple years' of retention and attrition data (enrollment, attrition and retention) could be presented on the website for each program in a manner similar to website presentation of the NCLEX results. Explanation including definitions for attrition and retention, and factors influencing the experiences could also be provided to help the public understand and interpret the data.

No public comment.

**Motion:** Michael Jackson made a motion to indicate "Warning Status" of affected programs on the BRN website's Schools website segment. The BRN staff website workgroup is to evaluate the most effective and accurate manner for posting additional program information and will report on progress at the August 2015 ELC meeting.

Second: Elizabeth Woods

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Υ	Υ	Y	Υ	Υ	Y

7.7 Vote On Whether To Accept Recommendation For The Structure And Meetings Of The Nursing Workforce Advisory Committee And The Education Issues Workgroup Julie Campbell-Warnock, Research Program Specialist presented this report.

#### **BACKGROUND:**

The BRN establishes and appoints advisory/ad hoc committees and workgroups as needed to complete specific tasks. The current committees and workgroups and their functions are as follows:

- Education Issues Workgroup (EIW) (formerly the Education Advisory Committee)
   Reviews and provides recommendations to BRN staff for the Annual School Survey and report. Considers and provides recommendations to the BRN staff, as necessary, on various nursing education related topics.
- Nursing Workforce Advisory Committee (NWAC) Advises the Board members and staff of the BRN on current and projected issues affecting the nursing workforce in California and reviews and provides input on the biennial RN survey instrument.

The legislative committees responsible for the BRN sunset review in 2010 recommended combining the NWAC and the EIW and that the combined committee begin to address some of the more critical issues regarding both the education of nurses and workforce planning development for the nursing profession. The rationale included the commonality of issues impacting both nursing education and the nursing workforce.

In response to the recommendation, the BRN agreed that education and workforce issues are intertwined and should not be examined separately or in isolation, however, that there are issues and work in each of these areas that benefit from a depth and richness of knowledge and experience that can be obtained from a variety of individuals representing different areas. For these reasons the BRN expressed value in having two separate committees so representation from the various interest groups could be assured without the committee becoming too large. In order to allow for both groups to work together and still have a depth of representation, the BRN continued both the committee and the workgroup with overlap of some members between the two.

It was also recommended and the BRN agreed, and it has been repeated by the legislative committees responsible for the BRN sunset review in 2014, that the NWAC should begin meeting more often and with more consistency. Due to the limited budget and travel restrictions, the NWAC was only able to meet twice between 2010 and 2014 and the EIW has met annually (except in 2012 when it worked through e-mail).

#### **DISCUSSION:**

The main focus of the EIW has been to review and provide input to the annual school survey and other education issues relevant in California such as faculty, clinical placements, simulation, and military veterans in nursing. The NWAC's main focus has been to review and provide input into the biennial California RN survey and other workforce issues relevant in California. Combining the NWAC and EIW would consolidate effort and resources. Regularly scheduled meetings would increase the opportunity to discuss nursing education and workforce issues with key stakeholder representatives, identify needs for improvement or action, establish priorities and develop action plans.

No public comment.

Motion: Michael Jackson made a motion to combine the NWAC and the EIW and hold meetings two to three times per year, if the Board's resources allow or except when prohibited by budget restrictions or other fiscal conservation mandates. The EIW would be continued as a workgroup under the NWAC for the specific function of providing review and advising BRN staff regarding the annual school survey.

Second: Trande Phillips

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Υ	Υ	Υ	Υ	Υ	Υ

# 7.8 2013-2014 Post Licensure Program Annual Report

Julie Campbell-Warnock, Research Program Specialist presented this report.

#### **BACKGROUND:**

In 2004-2005, as part of the pre-licensure nursing program survey, the BRN also began inviting programs to provide data on their post-licensure programs. The 2013-2014 Post-Licensure Nursing Program Report presents analysis of the current year data in comparison with data from previous years of the survey.

Since post-licensure nursing programs offer a wide range of degrees, this report is presented in program sections, including RN to BSN Programs, Master's Degree Programs and Doctoral Programs. Data items addressed in each program section include the number of nursing programs, enrollments, graduations, and student census data. Faculty census data is included in a separate section as it is collected by school, not by degree program.

No public comment and no motion required.

# 7.9 Guideline: CA RN Licensure Qualifications For Graduates Of Foreign Nursing Program

Miyo Minato, Supervising NEC presented this report.

#### **BACKGROUND:**

Licensure applicants who have graduated from a nursing program outside the United States frequently have questions regarding eligibility for RN licensure. The draft guideline was reviewed by Education/Licensing Committee at the May 7, 2015 meeting. The guideline has been updated to reflect acceptance of the Individual Taxpayer Identification Number in place of Social Security number, which is now in effect. If approved, this guideline will be posted to the BRN website to provide convenient access to information for these potential applicants.

No public comment.

Motion: Michael Jackson made a motion to approve the guideline: CA RN Licensure

Qualifications for Graduates of Foreign Nursing Program

**Second:** Trande Phillips

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Υ	Υ	Y	Υ	Υ	Y

## 7.10 Licensing Program Report

Christina Sprigg, Deputy Chief of Licensing and Administration presented this report.

#### **PROGRAM UPDATE:**

The Licensing Program evaluators are currently processing the initial review of exam and endorsement applications cashiered in late March/early April. Spring graduation is upon us and the Board has already received and matched to applications 2,445 rosters from 62 schools just in the month of May. The initial review of these applications will be conducted in date order of application received.

The vacant Office Services Supervisor I position over Licensing support staff has been filled by Gabriel Velasquez. Gabriel has worked for the Board as a seasonal employee for nine months in the Licensing Support Services unit. Gabriel is already familiar with staff he is supervising and the type of work they are responsible for completing. I would like to take this opportunity to welcome Gabriel into his new role as supervisor.

The Board is currently recruiting for five positions within the Licensing unit. Two of the five positions were once held by Susan Huntoon, Staff Services Analyst and Velma Lorta, Office Technician. Both employees retired from the Board on April 30, 2015. Both employees were valuable members of our unit, will be missed, and we wish them well in retirement. It is expected the two aforementioned positions as well as an AGPA and two Seasonal positions will be filled by early July.

The Licensing unit has been working with SOLID Training and Planning Solutions to map and time licensing internal processes. The Licensing unit staff has completed its series of timed trials for each of the licensing types that were mapped out by SOLID staff. The next step in the process is to receive a final report from SOLID, which will include written procedure summary statements and average timed speeds for each licensing type. This will

give us a better understanding of the entire licensing cycle processing times. The processing times will assist management to better plan for staffing levels in the various areas of the Licensing unit. This information will be reported to the State Auditor as required per the BreEZe Audit by June 30, 2015.

In addition to the timed trials, the Licensing's Management team and subject matter experts have also met with Dan Edds from Capital Accounting Partners, LLC to discuss a fee audit that is currently being conducted. The fee audit will provide the board with information related to the appropriate level in which licensing and renewal fees should be charged.

#### **ISSUE:**

The Board received information regarding a Certificate of Provisional Registration from the Nursing and Midwifery Council of Ghana on behalf of an applicant which staff identified to be out of the ordinary for that specific Council. The Board's analyst wrote to the Nursing and Midwifery Council of Ghana and received information back that the documents received were indeed "invalid." Board staff is reviewing other applicants from Ghana. Staff will work with the Nursing and Midwifery Council of Ghana if there are questions with any other documents the Board has received.

#### **STATISTICS:**

Board management and staff continue to participate in the BreEZe Reporting User Group in order to create and implement a comprehensive statistical report.

Below are approximate numbers of applications received via mail and online process:

Applications Received from 03/02/2015 – 05/21/2015					
Via Mail	6,524				
Via Online	3,739				
Total	10,263				

No public comment and no motion required.

#### 7.11 NCLEX Pass Rate Update

Katie Daugherty, NEC presented this report.

#### **BACKGROUND:**

The Board of Registered Nursing receives quarterly reports from the National Council of State Boards of Nursing (NCSBN) about the NCLEX-RN test results by quarter and with an annual perspective. The following tables show this information for the last 12 months and by each quarter.

# NCLEX RESULTS – FIRST TIME CANDIDATES

April 1, 2014-March 31, 2015\*

JURISDICTION	TOTAL TAKING TEST	PERCENT PASSED %
California*	11,757	83.54
United States and Territories	158,769	81.96

# CALIFORNIA NCLEX RESULTS – FIRST TIME CANDIDATES By Quarters and Year April 1, 2014-March 31, 2015

4/01 6/30	/14 <b>-</b> )/14	7/01 9/30	/14- )/14	10/0 12/3	1/14- 1/14		1/01/15- 3/31/15		/14- /15
# cand.	% pass	# cand.	% pass	# cand.	% pass	# cand.	% pass	# cand.	% pass
3,240	83.40	3,945	83.27	1,673	78.54	2,899	86.96	11,757	83.54

\*Includes (3), (4), (1) and (1) "re-entry" candidates. April 1, 2013 the 2013 NCLEX-RN Test Plan and the higher Passing Standard of 0.00 logit was implemented and remains effective through March 31, 2016. A logit is a unit of measurement to report relative differences between candidate ability estimates and exam item difficulties.

Nursing Education Consultants (NECs) monitor the NCLEX results of their assigned programs. If a program's first time pass rate is below 75% pass rate for an academic year (July 1-June 30), the NEC sends the program written notification of non-compliance (CCR 1431) and requests the program submit a written assessment and corrective action plan to improve results. The NEC will summarize the program's report for NCLEX improvement for the ELC/Board meetings per the Licensing Examination Passing Standard EDP-I-29 document approved 11/6/13. If a second consecutive year of substandard performance occurs, a continuing approval visit will be scheduled within six months, and the NEC's continuing approval visit findings reported to ELC with program representatives in attendance.

No public comment and no motion required.

# 7.12 Discussion: Prelicensure Nursing Education Theory and Clinical Practice Concurrency Requirement

Leslie Moody, NEC presented this report.

#### **BACKGROUND:**

Maria Luisa Ramira, President of the Philippine Nurses Association of San Diego has requested discussion regarding the requirement for concurrent theory and clinical components of prelicensure nursing courses (see attached copy of e-mail request).

CCR Section 1426. (d) Theory and clinical practice shall be concurrent in the following nursing areas: geriatrics, medical-surgical, mental health/psychiatric nursing, obstetrics, and pediatrics.

No public comment and no motion required.

# 8.0 Report of the Legislative Committee

Imelda Ceja-Butkiewicz, Chairperson

8.1 Discuss Bills of Interest to the Board and Recommend that the Board Adopt or Modify Positions on the Bills, and any other Bills of Interest to the Board Introduced During the 2015-2016 Legislative Session

Stacie Berumen, Assistant Executive Officer and Ronnie Whitaker, Legislative and Regulatory Analyst presented this report.

# AB 12 (Cooley) Administrative regulations: review

No public comment.

Motion: Imelda Ceja-Butkiewicz motioned that the Board Watch AB 12.

**Second:** Trande Phillips

Votes	MJ	ICB	RM	EW	TP	CK
VOLES	Y	Υ	Υ	Y	Υ	Υ

# AB 85 (Wilk) Open meetings

No public comment.

Motion: Imelda Ceja-Butkiewicz motioned that the Board Oppose AB 85.

Second: Michael Jackson

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Υ	Υ	Y	Υ	Y	A

# AB 172 (Rodriguez) Emergency departments: assaults and batteries.

Public comments:

Tricia Hunter, MN, RN, ANA/CA

Jeannie King, RN, Vice President, SEIU 121 RN and Nurse Alliance of Ca.

**Motion:** Imelda Ceja-Butkiewicz motioned that the Board **Support** AB 172.

Second: Michael Jackson

Votes	MJ	ICB	RM	EW	TP	CK
V OLCS	Υ	Υ	Y	Υ	Υ	Υ

# AB 611 (Dahle) Controlled substances: prescriptions: reporting

No public comment.

Motion: Cynthia Klein motioned that the Board Support AB 611.

**Second:** Trande Phillips

Votes	MJ	ICB	RM	EW	TP	CK
Votes	Υ	Υ	Υ	Υ	Υ	Υ

# AB 1060 (Bonilla) Professions and vocations: licensure

No public comment.

Motion: Cynthia Klein motioned that the Board Support Unless Amended AB 1060.

Second: Michael Jackson

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Υ	Υ	Υ	Υ	Y	Y

# AB 1386 (Low) Emergency medical care: epinephrine auto-injectors

Public comment received by Tricia Hunter, MN, RN, ANA/CA.

**Motion:** Trande Phillips motioned that the Board **Support** AB 1386.

Second: Elizabeth Woods

Votes	MJ	ICB	RM	EW	TP	CK
Votes	Υ	Υ	Υ	Υ	Υ	Υ

# AB 1306 (Burke) Healing arts: certified nurse-midwives: scope of practice.

Public comments:

Tricia Hunter, MN, RN, ANA/CA Donna Emanuele, CANP/ Western University

Motion: Elizabeth Woods motioned that the Board Support Unless Amended AB 1306.

Second: Cynthia Klein

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Υ	Υ	Υ	Υ	Υ	Υ

# AB 1351 - (Eggman) Deferred entry of judgment: pretrial diversion.

No public comment and no motion required.

#### AB 1352 - (Eggman) Deferred entry of judgment: withdrawal of plea.

No public comment and no motion required.

#### SB 323 (Hernandez) Nurse practitioners: scope of practice

Public comments:

Donna Emanuele, DNP, President, CANP Theresa Ullrich, MSN, NP-C, President Elect, CANP

Motion: Cynthia Klein motioned that the Board Support SB 323.

Second: Elizabeth Woods

Votes	MJ	ICB	RM	EW	TP	CK
Voics	Υ	Υ	Α	Υ	Y	Υ

## SB 408 (Morrell) Midwife assistants

Public comment received by Tricia Hunter, MN, RN, ANA/CA.

Motion: Trande Phillips motioned that the Board Oppose SB 408.

Second: Michael Jackson

Votes	MJ	ICB	RM	EW	TP	CK
Voics	Υ	Υ	Υ	Υ	Y.	Υ

# SB 466 (Hill) Nursing: Board of Registered Nursing

Public comments:

Pat McFarland, Executive Officer, ACNL

Tricia Hunter, MN, RN, ANA/CA

Jeannie King, RN, Vice President, SEIU 121 RN and Nurse Alliance of Ca.

Donna Emanuele, CANP/Western University

Julianne D'Angelo Fellmeth, CPIL

**Motion:** Elizabeth Woods motioned that the Board **Oppose** SB 466.

Second: Michael Jackson

Votes	MJ	ICB	RM	EW	TP	CK
	Υ	Υ	Υ	Υ	Υ	N

#### SB 482 (Lara) Controlled substances: CURES database.

Public comment received by Julianne D'Angelo Fellmeth, CPIL.

Motion: Trande Phillips motioned that the Board Support SB 482.

Second: Imelda Ceja-Butkiewicz

Votes	MJ	ICB	RM	EW	TP	CK
Votes	Υ	Υ	Υ	Υ	Y.	Υ

# **SB 800** (Lara) Committee on Business, Professions and Economic Development Healing arts

No public comment.

Motion: Imelda Ceja-Butkiewicz motioned that the Board Support SB 800.

Second: Elizabeth Woods

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Υ	Υ	Y	Y	Υ	Υ

# 8.2 Update on Regulatory Proposal to Increase Fees in California Code of Regulations, Article 1, Section 1417, Fees

Stacie Berumen, Assistant Executive Officer and Ronnie Whitaker Legislative and Regulatory Analyst presented this report.

#### **BACKGROUND:**

At its April 2015 meeting, the Board directed staff to move forward with both an emergency rulemaking process and a regular rulemaking process for the regulatory proposal to increase fees in CCR, Article 1, Section 1417. The rulemaking files are making its way through the DCA Board process before being submitted to the Office of Administrative Law.

No public comments and no motion required.

# 9.0 Report of the Diversion/Discipline Committee

Cynthia Klein, RN, Chairperson

No public comments and no motion required.

#### 9.1 Complaint Intake and Investigations Update

Shannon Silberling, Deputy Chief, Complaint Intake and Investigations presented this report.

#### **BACKGROUND:**

#### PROGRAM UPDATES

#### **COMPLAINT INTAKE:**

#### Staff

We have a vacancy for one Limited Term Office Assistant (OA).

# **Program**

Complaint intake continues to work new complaints, ensuring cases are moving to investigations in a timely manner and that aging cases are worked as a priority. We have one analyst that is working with the Department of Consumer Affairs (Department) BreEZe team and is involved in the Reports User Group, as well as the Enforcement User Group.

The new Controlled Substance Utilization Review & Evaluation System (CURES) will be launching in July 2015. We have been working closely with the Department's Executive team, the Department of Justice (DOJ) and the new vendor.

#### **INVESTIGATIONS:**

#### **Staff**

#### Southern California

- We have two (2) vacancies for Special Investigator. Interviews were conducted this week.
- We will be losing our Retired Annuitant Investigator as of June 30, 2015.

#### Northern California

• We have one Special Investigator out on leave through the end of the year.

#### **Program**

Division of Investigation (DOI) has begun the quarterly Managers' Enforcement Consortium and we had our first meeting on April 30, 2015. This is a group of enforcement managers from across the different disciplines that come together to discuss processes, procedures, how to create efficiencies as well as possible barriers that each of us face in processing our cases.

We continue to assign cases based on the Department's Consumer Protection Enforcement Initiative (CPEI). There are approximately 25 BRN cases over one year old that are still open and there are approximately 32 DOI cases over one year old that are still open.

Investigative staff continues to attend Task Force meetings and develop working relationships with allied agencies.

#### **Statistics**

BRN Investigations	Nov 2014	Dec 2014	Jan 2015	Feb 2015	Mar 2015	Apr 2015
Total cases assigned	290	303	333	329	337	344
Total cases unassigned (pending)	104	144	134	170	152	162
Average days to case completion	221	218	232	201	212	215
Average cost per case	\$2,641	\$3,400	\$3,753	\$2,909	\$2,779	\$3,180
Cases closed	34	35	43	36	56	57
Division of Investigations	Nov	Dec	Jan	Feb	Mar	Apr
	2014	2014	2015	2015	2015	2015
Total cases assigned	321	346	346	331	316	298
Total cases unassigned (pending)	77	45	26	20	33	38
Average days to case completion	288	263	211	270	299	271
Average cost per case	\$5,279	\$5,547	\$4,422	\$5,365	\$6,185	\$5,124
Cases closed	42	46	37	38	36	54

Investigators are focused on clearing all aging cases.

No public comments and no motion required.

#### 9.2 Discipline, Probation, and Diversion Update and Statistics

Stacie Berumen, Assistant Executive Officer presented this report.

#### **BACKGROUND:**

#### PROGRAM UPDATE

#### Staff

The Probation Unit has one Probation Monitor out on an extended medical leave. She will be returning on June 1, 2015 which will give this unit a full staff.

The Discipline Unit has filled the Staff Services Analyst vacancy with an internal promotion of an Office Technician from the discipline unit.

The vacant Associate Governmental Program Analyst position for the Diversion Unit has been filled with an internal candidate from the Discipline Unit.

## Program - Discipline

The Discipline Unit is working with the Attorney General's office to complete our cases in a timely manner and streamline our processes for efficiency.

Below reflects FY2015 (July 1, 2014 – May 22, 2015) decision statistics:

Decisions Adopted	1, 405
Pleadings served	909
Petitions to Revoke Probation served	100
Surrenders signed by E. O.	275

#### Statistics - Discipline

The BRN continues to work with the DCA BreEZe team to verify the accuracy of the performance measures statistics, formally the E19 report.

A new report with the performance measures, E-0249 was developed and deployed at the end of May 2015. We are reviewing the data to verify accuracy and hope to provide the data at the next meeting.

#### Program – Probation

The case load per probation monitor is approximately 146.

#### Statistics – Probation

Below are the statistics for the Probation program from July 1, 2014 to May 21, 2015.

Probation Data	Numbers	% of Active
Male	270	26%
Female	763	74%
Chemical Dependency	441	43%

Practice Case	248	24%
Mental Health	3	0%
Conviction (Alcohol/Drug = 109)	341	33%
Advanced Certificates	104	10%
Southern California	560	54%
Northern California	458	45%
Tolled at the AG	15	1%
Pending with AG/Board	124	12%
License Revoked YTD	26	2%
License Surrendered YTD	84	8%
Terminated YTD	23	2%
Successfully completed YTD	96	9%
Active in-state probationers	1,033	
Completed/Revoked/Terminated/ Surrendered YTD	229	
Tolled Probationers	281	
Active and Tolled Probationers	1,314	

#### Program - Diversion

FirstLab will be hosting a complimentary event on May 29, 2015, titled, "Recovery Management Services Symposium." This Symposium will provide attendees with an opportunity to learn from Medical Professionals, Laboratory and Pharmacology Authorities, Treatment and Recovery Experts, Data Management Specialists and others who are finding success in battling this epidemic. Diversion Evaluation Committee members have been invited to attend.

At the request of Katherine Hughes from SEIU, the Diversion Program contractor Maximus conducted a training session at the Annual Legislative Conference held at the Citizens Hotel in Sacramento on May 5, 2015. The training was titled, Finding our way back: The BRN Diversion Program offers intervention, referrals to treatment services, case management and monitoring for RNs who are dealing with Substance Use Disorders or Mental Illness, allowing them to return to safe practice. There were 110 attendees and the training was well received.

# The Learning Objectives are:

- 1. Identify the signs, symptoms and progression of the disease of Substance Use Disorders
- 2. Identify the roles that family members and coworkers play in the lives of individuals with Substance Use Disorders
- 3. Understand the history, mission, structure and components of the BRN Diversion Program in California
- 4. Describe the signs of diversion of medications in the healthcare setting

5. Describe the role of the worksite monitor when a Diversion Nurse returns to work

## Diversion Evaluation Committees (DEC)

There are currently three physician member vacancies at this time. One vacancy is in Ontario (DEC 9) and one in Oakland (DEC 13). The third vacancy in San Jose (DEC 7) will be filled upon approval of new appointees.

There are currently nine RN member vacancies at this time. Two in the Bay Area (DEC 2), one in Orange County (DEC 4) two in Fresno (DEC 5), one in North Coast Emeryville (DEC 11), one in Oakland (DEC 13) one in San Jose (DEC 7) and one in Sacramento (DEC 1). Vacancies on DEC 5, 11 and 13 will be filled upon approval of new appointees.

There is currently one vacant public member in Los Angeles (DEC 3). Interviews are being conducted to fill this vacancy.

#### Statistics - Diversion

The Statistical Summary Report for February 1, 2015 through March 31, 2015 is after this update. As of March 31, 2015, there were 1,960 successful completions.

No public comments and no motion required.

# BOARD OF REGISTERED NURSING DIVERSION PROGRAM STATISTICAL SUMMARY

February 1, 2015 - March 31, 2015

	REPORTING PERIOD	YEAR TO DATE (FY)	PROGRAM TO DATE
INTAKES COMPLETED	19	99	4,956
INTAKE INFORMATION			
Female	13	71	3,877
Male	6	28	1,052
Unknown	0	0	27
Average Age	43-59		
Most Common Worksite	Unemployed		
Most Common Specialty	Med Surg/ER		
Most Common Substance Abused	Alcohol		
PRESENTING PROBLEM AT INTAKE		e propose de la companya de la comp La companya de la co	
Substance Abuse (only)	10	58	3,134
Mental Illness (only)	0	3	160
Dual Diagnosis	8	34	1,586
Undetermined	, 1	4 .	76
REFERRAL TYPE*			
Board	13	72	3,628
Self	6	27	1,328
*May change after Intake			· ·
ETHNICITY (IF KNOWN) AT INTAKE	productive and selection of the selectio	AND THE RESERVE OF THE PARTY OF	
American Indian/Alaska Native	2	2	38
Asian/Asian Indian	0	1	113
African American	0	1	159
Hispanic	2	6	209
Native Hawaiian/Pacific Islander	0	2	25
Caucasian	15	83	4,072
Other	0	4	74
Not Reported	0	0	266
CLOSURES			
Successful Completion	16	67	1,960
Failure to Derive Benefit	0	1	121
Failure to Comply	4	9	969
Moved to Another State	0	0	52
Not Accepted by DEC	0	3	58
Voluntary Withdrawal Post-DEC	0	7	330
Voluntary Withdrawal Pre-DEC	5	21	507
Participant Withdrawn-Failure to sign cor		1	1
Closed Public Risk	4	15	314
No Longer Eligible	0 (	0	16
Clinically Inappropriate	2	4	29
Client Expired	0	1	40
Sent to Board Pre-DEC	0	0	1
TOTAL CLOSURES	31	129	4,398
NUMBER OF PARTICIPANTS: 431 (as	of March 31, 2015)	and the second of the streets on the streets are second to the second se	ergen von der eine von der eine State in der Mehre Mittel Mittel der einen der eine

#### 9.2.1 Diversion Evaluation Committee Members

Stacie Berumen, Assistant Executive Officer presented this report.

#### **BACKGROUND:**

In accordance with B & P Code Section 2770.2, the Board of Registered Nursing is responsible for appointing persons to serve on the Diversion Evaluation Committees. Each Committee for the Diversion Program is composed of three registered nurses, a physician and a public member with expertise in substance use disorders and/or mental health.

#### **NEW APPOINTMENTS**

Below are the names of the candidates who are being recommended for appointment to the Diversion Evaluation Committees (DEC). If appointed, their terms will begin on July 1, 2015 and expire June 30, 2019.

No public comment.

**Motion:** Cynthia Klein motioned that the Board approve the DDC's recommended new appointments to the Diversion Evaluation Committee. Appointment terms will begin July 1, 2015 and expire on June 30, 2019.

NAME	TITLE	<u>DEC</u>	<u>#</u>
Tracy Finuf	RN	North Coast Emeryville	11
Barbara Henson	RN	Fresno	5
Nancy Bito	RN	Oakland	13
Robert Watrous	Physician	San Jose	7
Dannika Schauer	RN	Bay Area	2
Denise Giusti-Bradford	Public	Burbank	8

Second: Trande Phillips

Votes	MJ	ICB	RM	EW	TP	CK
	Absent	Y	Υ	Υ	Y	Υ

#### REAPPOINTMENTS

Below are the names of the candidates who are being recommended for reappointment to the Diversion Evaluation Committees (DEC). If appointed, their terms will begin on July 1, 2015 and expire June 30, 2019.

No public comment.

**Motion:** Cynthia Klein motioned that the Board approve the DDC's recommended reappointments to the Diversion Evaluation Committee. Reappointment terms will begin July 1, 2015 and expire June 30, 2019.

<u>NAME</u>	TITLE	<u>DEC</u>	<u>#</u>	
Mason Turner	Physician	Fresno	5	

John Harsany Jr.	Physician	San Diego	10
George Warner	Public	Palm Springs	6
Linda Quimby-McInnes	Public	Folsom	12
Jolie Gordon-Browar	RN	Fresno	5
Jacqueline Perry	RN	Palm Springs	6
Fran Goodman	RN	San Jose	7
Cynthia Grauvogl	RN	San Diego	10
Tonia Jones	RN	Santa Ana	14

Second: Elizabeth Woods

Votes	MJ	ICB	RM	EW	TP	CK
Voics	Absent	Υ	Υ	Υ	Υ	Υ

Below are the names of the candidates who are being recommended for term extensions to the Diversion Evaluation Committees (DEC). If extended, their terms will begin on July 1, 2015 and expire June 30, 2017.

No public comment.

Motion: Cynthia Klein motioned that the Board approve the DDC's recommended candidates for term extensions to the Diversion Evaluation Committee. Extended terms will begin on July 1, 2015 and expire June 30, 2017.

NAME	TITLE	<u>DEC</u>	<u>#</u>
Stephen Miller	Public	North Coast Emeryville	11
Patricia Butler	RN	Folsom	12
Marshall Alameida	RN	Folsom	12

Second: Elizabeth Woods

Votes	MJ	ICB	RM	EW	TP	CK
voics	Absent	Υ	Υ	Υ	Υ	Υ

#### **TRANSFERS**

Below are the names of the DEC members that transferred DEC assignments.

<u>NAME</u>	TITLE	FROM DEC #	TO DEC #
Marilyn Dray	RN	Oakland #13	Sacramento #1
William Frantz	RN	Folsom #12	Sacramento #1
Gaye Wilson	RN	North Coast #11	Folsom #12
Pamela Moore	RN	San Jose #7	Fresno #5
Mary Kropf	RN	Emeryville #2	Oakland #13
Jeremy Martinez	Physician	Ontario #9	Los Angeles #3
Scott Bertrand	RN	Orange County #4	Ontario #9

#### RESIGNATIONS

Below are the names of the DEC members who have resigned.

<u>NAME</u>	<b>TITLE</b>	<u>DEC</u>	<u>#</u>
Gordon Ogden	RN	Fresno	5
Richard Jaco	RN	Sacramento	1
Scott Reiter	Physician	Los Angeles	3
Mary Hegarty	RN	Fresno	5
Sharon Fritz	RN	Ontario	9
Brooke Kilpatric	RN	Bay Area	2
Cathy Horowitz	RN	Sacramento	1
Donna Bishop	RN	Sacramento	1
Edward Olivas III	Public	Los Angeles	3

# 9.3 Update: "Uniform Standards Regarding Substance-Abusing Healing Arts Licensees" – Business and Professions Code, Section 315 et. seq.

Stacie Berumen, Assistant Executive Officer and Ronnie Whitaker Legislative and Regulatory Analyst presented this report.

#### **BACKGROUND:**

As directed by the Board at its November 2013 meeting, staff conducted a comparative analysis of the Uniform Standards, Diversion Program, and Probation Program, including the potential fiscal impact. Staff met with Legal Counsel to discuss a number of issues related to Uniform Standards, including the specific recommendations from Doreathea Johnson, Deputy Director, DCA Legal Affairs. Legal Counsel advised the Board continue with the regulatory process, although the Attorney General's Office has not rendered its opinion relative to the Uniform Standards. The Board will be notified if changes are necessary as a result of the opinion.

Staff submitted a report of its findings to the Committee at its March 2014 meeting.

The Medical Board of California has promulgated regulations implementing the Uniform Standards. A comparison was made and is provided for the committee's consideration at the May 2014 meeting.

Staff will continue to facilitate discussion of each standard in conjunction with the attachments.

# The committee reviewed the following standards:

Standard #1 - Clinical Diagnostic Evaluations	Are the BRN evaluations considered "clinical diagnostic evaluations?"
Standard #2 - Temporary Removal	Public Comment made by ANA/C who opposes testing

Clinical Diagnostic Evaluation

**Standard #3 -** Ability to Communicate with Licensee's Employer

No issues identified.

**Standard #4 -** Standards for Required Testing

- \* Concerns with number of tests for Diversion Program participants when they are not working and have no income.
- \* Cost of testing is \$62.50 plus collection fee. Total of \$10,000 to test each year.
- \* Mandatory testing each week takes away board's discretion and ability to conduct "random" testing.
- \* Public comment made by ANA/C and SEIU relative to opposition of this uniform standard.

**Standard #5 -** Standards for Required Group Meeting Attendance

No issues identified.

**Standard #6 -** Standards for Type of Treatment

How many additional staff would BRN need with appropriate training in chemical dependency and/or mental health?

**Standard #7 -** Standards for Worksite Monitoring

No issued identified.

**Standard #8 -** Procedures when a licensee tests positive for a banned substance

Standard to immediately cease practice for positive drug test for any banned substance does not allow for due process rights of licensee. No parameter set stating what a positive test result is. Incidental exposure to hand sanitizers can result in a low level positive and the licensee will be ordered to cease practice.

**Standard #9 -** Procedures to follow when a licensee is confirmed to have ingested a banned substance

Public comment by ANA/C that there should be verification of use of a banned substance before removing a RN from work.

**Standard #10 -** Consequences for major and minor violations

No issued identified.

**Standard #11 -** Criteria for a licensee to meet in order to petition to return to full-time practice

No issued identified.

Standard #12 - Criteria for a licensee

Public comment by SEIU that is in favor of the way

to meet in order to petition for an unrestricted license

BRN currently handles this process.

Public comments:

Julianne D'Angelo Fellmeth, CPIL Tricia Hunter, MN, RN, ANA/CA

9.4 Regulatory Proposal to Modify the Recommended Guidelines for Disciplinary Orders and Conditions of Probation in California Code of Regulations, Article 1, Section 1444.5, Disciplinary Guidelines

Stacie Berumen, Assistant Executive Officer and Ronnie Whitaker Legislative and Regulatory Analyst presented this report.

#### BACKGROUND:

The Board of Registered Nursing (BRN) last amended the Recommended Guidelines for Disciplinary Orders and Conditions of Probation (Guidelines) in 2003. BRN staff were reviewing the Guidelines prior to the overhaul of the board members in 2010. A regulatory proposal was initiated in March 2011 to incorporate the Uniform Standards as required by SB 1441; however, the board was sunset in December 2011 and the regulatory proposal was not acted upon by the board in time.

The DDC recommended moving the regulatory proposal to the full board for consideration at the June 2015 meeting.

Louise Bailey, Executive Officer, and Stacie Berumen, Assistant Executive Officer, met with Senator Jerry Hill, Chairperson of the Senate Business, Professions, and Economic Development Committee and one of his consultants on May 13, 2015, to discuss the issues identified in a letter dated April 21, 2015 to the board president. As a result of the meeting, additional language was incorporated into the regulatory proposal regarding the Uniform Standards Regarding Substance-Abusing Healing Arts Licensees.

No public comment.

Motion: Cynthia Klein made a motion to allow staff to move forward with the regulatory

package to modify the disciplinary guidelines under Section 1444.5 with an addition of 1444.51 to incorporate the Uniform Standards by reference.

Second: Trande Phillips

Votes	MJ	ICB	RM	EW	TP	CK
VOICS	Υ	Υ	Y	Y	Y	Υ

#### 10.0 Report of the Nursing Practice Committee

Trande Phillips, RN, Chairperson

10.1 Selection of Nursing Practice Topics for Discussion in 2015-2016: Emerging Issues

## And Implications for Boards of Nursing

Janette Wackerly, Supervising NEC presented the Nursing Practice reports.

- Telehealth
- Guidance for Safe Patient Care
- Community-based Nursing Care Issues

#### **BACKGROUND:**

**Telehealth:** US Department of Health and Human Services describes telehealth is the use of technology to deliver health care, health information or health education, at a distance. <a href="http://www.caltrc.org/about-us/">http://www.caltrc.org/about-us/</a>

**Patient safety:** is the cornerstone of high-quality health care. Defining patient safety and practices that prevent harm have focused on negative outcomes of care, such as mortality and morbidity. Nurses are critical to the surveillance and coordination that reduce such adverse outcomes. Much work remains to be done in evaluating the impact of nursing care on positive quality indicators, such as appropriate self-care and other measures of improved health status. <a href="http://www.ncbi.nlm.nih.gov/books/NBK2681/">http://www.ncbi.nlm.nih.gov/books/NBK2681/</a>

Community-based Nursing Care Issues: Care coordination represents a distinct responsibility that requires dedicated nursing time, that is separate from the day to day tasks in a busy practice.

To fully support these new functions, reimbursement models are needed that support such non visit-based work and provide incentives to coordinate and manage complex cases, achieve improved clinical outcomes and enhance efficiency of the health system. <a href="http://nursingworld.org/MainMenuCategories/ANAMarketplace/ANAPeriodicals/OJIN/TableofContents/Vol-17-2012/No2-May-2012/Primary-Care-Nursing-Role-and-Care-Coordination.html">http://nursingworld.org/MainMenuCategories/ANAMarketplace/ANAPeriodicals/OJIN/TableofContents/Vol-17-2012/No2-May-2012/Primary-Care-Nursing-Role-and-Care-Coordination.html</a>

Public comment received by Pat McFarland – ACNL.

No motion required.

# 11.0 Public Comment for Items Not on the Agenda

No public comments.

# 12.0 Adjournment

The meeting adjourned at 3:59 pm.

Louise Bailey, M.Ed., RN

**Executive Officer** 

Raymond Mallel

President